

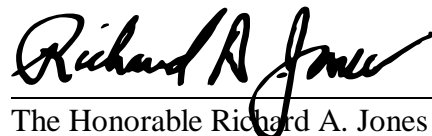
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06 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 ALAN SCOTT ANDRÉ, ) Case No. C07-1513-RAJ  
08 )  
09 Petitioner, )  
10 v. )  
11 DAN PACHOLKE, et al., ) ORDER OF DISMISSAL  
12 Respondents. )  
\_\_\_\_\_ )

13 The Court, after careful consideration of petitioner's § 2254 petition for writ of habeas  
14 corpus, the answer of the respondents, all supplemental materials filed, the Report and  
15 Recommendation of the Honorable James P. Donohue, United States Magistrate Judge,  
16 Petitioner's objections to the Report and Recommendation, the governing authorities, and the  
17 balance of the record, does hereby find and ORDER:

- 18 (1) The Court adopts the Report and Recommendation.  
19 (2) Petitioner's § 2254 petition (Dkt. No. 6) is DENIED and his case is  
20 DISMISSED with prejudice.  
21 (3) The Clerk is directed to send copies of this Order to all counsel of record and to  
22 Judge Donohue.

23 DATED this 16th day of October, 2008.

24  
25   
26 The Honorable Richard A. Jones  
United States District Judge

ORDER DISMISSING § 2254 PETITION